## United States District Court WESTERN DISTRICT OF TENNESSEE Eastern Division

## JUDGMENT IN A CIVIL CASE

JERRY CARROLL, Plaintiff,

٧.

Cv. No. 1:11-1009-JDT/egb

CARROLL COUNTY, et al., Defendants.

**Decision by Court.** This action came to consideration before the Court. The issues have been considered and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that in accordance with the order entered in the above styled matter on 1/4/12, the Court DISMISSES the complaint pursuant to 28 U.S.C. §§ 1915(e)(2)(B)(ii) and 1915A, for failure to state a claim upon which relief may be granted. Judgment is hereby entered for the Defendants. It is CERTIFIED, pursuant to 28 U.S.C. § 1915(a)(3), that any appeal in this matter by Plaintiff would not be taken in good faith and Plaintiff may not proceed on appeal *in forma pauperis*. Leave to proceed on appeal *in forma pauperis* is, therefore, DENIED. For analysis under 28 U.S.C. § 1915(g) of future filings, if any, by Plaintiff, this is the second dismissal of one of his cases as frivolous or for failure to state a claim.

APPROVED:

<u>s/ James D. Todd</u> JAMES D. TODD UNITED STATES DISTRICT JUDGE

THOMAS M. GOULD CLERK

BY: s/Cassandra Ikerd

**DEPUTY CLERK**